

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

VERNON L. EALY, JR., : CIVIL NO. 3:13-CV-2781

**Plaintiff :
: (Judge Munley)
v. :
: WARDEN DANIEL S. KEEN, *et al.*, :
: Defendants :**

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ORDER

AND NOW, to wit, this 31st day of March 2015, upon consideration of defendants' motion for summary judgment (Doc. 16), and in accordance with the foregoing memorandum, is hereby ORDERED that:

1. Defendants' motion for summary judgment (Doc. 16) is GRANTED and the Clerk of Court is directed to ENTER judgment in favor of defendants and against plaintiff.
2. The Clerk of Court is directed to CLOSE this case.
3. Any appeal from this order is DEEMED frivolous and not in good faith. See 28 U.S.C. § 1915(a)(3).

BY THE COURT:

**s/James M. Munley
JUDGE JAMES M. MUNLEY
United States District Court**